

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF EMERY COUNTY COMMISSIONERS  
HELD IN THE EMERY COUNTY/SHERIFF COMPLEX  
GREEN RIVER, UTAH

AUGUST 27, 2013

Present at the meeting was Commission Chairman Jeff Horrocks, Commissioner JR Nelson, Ethan Migliori, Attorney David Blackwell, Clerk/Auditor Brenda Tuttle, other elected officials and citizens.

**CONSENT AGENDA**

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List # 226516 through and including # 226659 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
59-13	Bullet Proof Vest Sheriff	\$9,046.80
60-13	Computer/Economic Development Meterbase/Huntington Airport Plotter/Recorder's Office	2,399.11
61-13	Shed Senior Center/Ferron	4,750.00
62-13	Elliptical Dump Bed Highway	14,930.00

There were no dispositions.

(2)

APPROVAL OF OUT-OF-STATE TRAVEL FOR SHERIFF'S OFFICE EMPLOYEES  
ROBBY RILEY, TYSON, HUNTINGTON, JEFF THOMAS, GARRETT CONOVER, AND  
JEROD CURTIS TO ATTEND UNOA ANNUAL CONFERENCE IN MESQUITE, NEVADA.

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(3)

APPROVAL OF PERSONNEL ITEMS:

A. APPROVAL OF 3% WAGE INCREASE FOR MELISSA ARRIEN FOR SUCCESSFUL COMPLETION OF 6 MONTH ORIENTATION PERIOD.

B. APPROVAL OF 3% WAGE INCREASE FOR LARYSSA GUYMON FOR SUCCESSFUL COMPLETION OF 6 MONTH ORIENTATION PERIOD AND THEN ADVANCE HER TO HEAD LIFEGUARD AT A GRADE 5.

C. APPROVAL TO HIRE SAVAHNA HALL AS A PART TIME HEAD LIFEGUARD, WITH NO BENEFITS, AT A GRADE 5.

D. APPROVAL TO HIRE RYAN COX, EMILY OLSEN, KAYDEN PARKINS, KEVIN BUTLER AND ALEX STILSON AS PART TIME LIFEGUARDS, WITH NO BENEFITS, AT A GRADE 3.

(4)

APPROVAL OF OUT OF STATE TRAVEL FOR RAY PETERSEN AND ETHAN MIGLIORI TO LOBBY IN WASHINGTON DC ON LAND ISSUES.

(5)

APPROVAL OF BUSINESS LICENSE FOR MARCIE ANDERSON DAYCARE.

(6)

APPROVAL OF COMMISSION MEETING MINUTES DATED AUGUST 13, 2013.

Motion to approve the Consent Agenda was made by Commissioner Ethan Migliori, seconded by Commissioner JR Nelson and the motion passed.

**DISCUSSION AGENDA**

(1)

ITEMS PULLED FROM CONSENT AGENDA

Nothing.

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(2)

OPEN BIDS FOR HUNTINGTON CREEK DEBRIS BASIN PROJECT.  
CONSIDERATION AND APPROVAL OF BID AWARD AND AUTHORIZATION FOR  
CHAIRMAN TO SIGN THE NECESSARY PAPERWORK.

Bids for the Huntington Creek Debris Basin Project were opened and read as follow:

W. W. Clyde Construction	\$1,310,000.00
Nelco Construction	\$1,966,809.00
Nielson Construction	\$1,108,102.50
JCI Construction	\$1,458,946.20

The apparent low bid was from Nielson Construction at \$1,108,102.50.

Commissioner JR Nelson made a motion to award the bid for the Huntington Creek Debris Basin Project to the low bidder Nielson Construction and authorize Commission Chairman Jeff Horrocks to sign the necessary paperwork after a review of the bids by Johansen & Tuttle Engineering and Attorney David Blackwell. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(3)

CONSIDERATION AND APPROVAL OF SITE ACCESS AGREEMENT BETWEEN  
EMERY COUNTY AND PACIFICORP FOR USE OF PROPERTY TO DISPOSE FILL  
GENERATED FROM THE CONSTRUCTION, OPERATION AND MAINTENANCE OF  
THE HUNTINGTON CREEK DEBRIS BASIN

Attorney David Blackwell indicated that he has been in contact with PacifiCorp and they have settled on language that addressed the insurance issues. With the change of language Mr. Blackwell would recommend signing the agreement. This agreement will allow the County to put construction material on their property. Commissioner Ethan Migliori made a motion to approve of a site access agreement between Emery County and PacifiCorp for use of property as discussed contingent upon change of language in the document as agreed. The motion was seconded by Commissioner JR Nelson. The motion passed.

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(4)

CONSIDERATION AND APPROVAL OF NON-EXCLUSIVE SURFACE USE AND  
DAMAGE AGREEMENT BETWEEN EMERY COUNTY AND PACIFICORP.

Commissioner JR Nelson made a motion to approve of non-exclusive surface use and damage agreement between Emery County and PacifiCorp. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(5)

CONSIDERATION AND APPROVAL OF BLM RIGHT-OF-WAY GRANT SERIAL  
NUMBER UTU-89663 FOR HUNTINGTON CREEK DEBRIS BASIN PROJECT.

Commissioner JR Nelson made a motion to approve of BLM Right-Of-Way Grant Serial #UTU-89663 for Huntington Creek Debris Basin Project. The motion was seconded by Commissioner Ethan Migliori. The motion passed. This ROW will allow the County access to the debris basin to build it and to lean it out as needed.

(6)

CONSIDERATION AND APPROVAL OF FISCAL YEAR 2013 EMERGENCY  
MANAGEMENT PERFORMANCE GRANT ARTICLES OF AGREEMENT.

This is a grant for \$30,000.00 provided by the Federal Government for the purpose of emergency planning. Commissioner Ethan Migliori made a motion to approve the FY 2013 Emergency Management Performance Grant Articles of Agreement. The motion was seconded by Commissioner JR Nelson. The motion passed.

(7)

CONSIDERATION AND APPROVAL TO ADVERTISE FOR APPLICANTS TO FILL AN  
UNEXPIRED TERM ON THE EMERY COUNTY TRAVEL COUNCIL REPRESENTING  
EASTERN SIDE OF THE COUNTY.

Eugene Swalberg has resigned from the Travel Council. Approval was needed to advertise to fill a vacancy on the Travel Council representing the eastern side of Emery County. Commissioner JR Nelson made a motion to advertise to fill a vacancy on the Emery County Travel Council representing the eastern side of Emery County. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

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(8)

CONSIDERATION AND APPROVAL OF CHANGE ORDER #1 FOR HUNTINGTON  
LIBRARY RE-ROOF PROJECT.

Change Order # 1 for the Huntington Library Re-Roofing Project is an increase of \$1,400.00 to put on Felt Tex rather than 30lb Felt and install vents in the roof. Commissioner JR Nelson made a motion to approve Change Order #1 for the Huntington Library Re- Roofing Project as discussed. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(9)

CONSIDERATION AND APPROVAL OF COOPERATIVE AGREEMENT BETWEEN  
EMERY COUNTY AND EMERY COUNTY SPECIAL SERVICE DISTRICT #1 FOR  
PURCHASE OF RIGHT-OF-WAY EASEMENTS FOR COUNTY CLASS B ROADS THAT  
CROSS SITLA PROPERTY.

Emery County was contacted by SITLA requesting that the County work with them to purchase right-of-way easements in the county that cross SITLA property. These right-of-way easements would be permanent. Emery County Special Service District #1 would purchase the right-of-way easements and Emery County would maintain them. Therefore, a cooperative agreement between Emery County and SSD#1 is needed to purchase these right-of-way easements. Commissioner Ethan Migliori made a motion to approve of a Cooperative Agreement between Emery County and Emery County Special Service District #1 for purchase of Right-of-Way Easements for County Class B Roads that cross SITLA property. The motion was seconded by Commissioner JR Nelson. The motion passed.

(10)

COMMISSION/ELECTED OFFICIALS REPORTS.

*Commissioner Nelson*

Commissioner Nelson reported that NRCS has a potential grant for secondary and farmland canal water running through Green River City. The existing pipe is rusted throughout. NRCS says project is eligible. The city, county and canal company would have to write a letter of support for the project and come up with 25% match.

He reported on attending a national convention for local boards of health in Salt Lake City. He requested that a resident from the eastern side of the county apply to be a member of the health board.

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He attended Emery Water Conservancy District's meeting where they discussed the water situation in the county. He stated that it is hard to believe that we are in a drought with as much rain as we have had. Joe's Valley has never been so low.

He attended Castle Country Partnership meeting.

He talked about RS2477 and the fact that witnesses are passing away. He felt that maybe a way to tackle this issue is by applying for Title V right-of-way.

*Commissioner Migliori*

Commissioner Migliori reported on taking groups on a tour of the San Rafael to help understand the language that is being put in the Public Lands Bill. Many organizations attended the tour.

In a follow-up from the Emery County Fair, a pot luck dinner was held with very few complaints regarding the fair this year.

He attended a town hall meeting with Jason Chaffetz. Mr. Chaffetz reported on recent attacks on US Embassies which was very interesting. He also spoke about immigration issues. He reminded everyone of the upcoming Business Chamber luncheon at the Castle Café in Huntington on September 18<sup>th</sup>. They will be taking a tour of the new business Energy Recycling.

*Commissioner Horrocks*

Commissioner Horrocks reported that he has been working closely with the Fire District to come up with possible funding to purchase 8 new fire trucks. They need \$800,000.00 for the new trucks.

He reported that the AOG is looking into the sequestration cuts and how it will affect programs for Senior Citizens.

(11)

ADJOURNMENT

The meeting was adjourned.

ATTEST:\_\_\_\_\_ COMMISSIONER:\_\_\_\_\_